



BY-LAW 2025-55

A BY-LAW TO AMEND BY-LAW NO. 2024-137, BEING A BY-LAW TO ESTABLISH AN ADMINISTRATIVE MONETARY PENALTY SYSTEM (AMPS) FOR CONTRAVENTIONS OF DESIGNATED BY-LAWS IN THE CITY OF MARKHAM TO INCLUDE PENALTY PROVISIONS FOR CROSS CONNECTIONS & BACKFLOW PREVENTION

WHEREAS Section 11 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (“*Municipal Act*”) provides that a municipality may pass by-laws respecting health, safety and well-being of persons and protection of persons and property, including consumer protection; and

WHEREAS Section 391(1) of the *Municipal Act* provides that a municipality may impose fees and charges on persons for services or activities provided or done by or on behalf of it; and

WHEREAS Section 434.1 of the *Municipal Act* provides that a municipality may require a person to pay an administrative penalty if the municipality is satisfied that a person has failed to comply with a by-law of the municipality passed under the *Municipal Act*; and

WHEREAS Section 434.2(1) of the *Municipal Act* provides that an administrative penalty imposed by a municipality on a person constitutes a debt of the person to the municipality.

NOW THEREFORE the Council of The Corporation of the City of Markham enacts as follows:

That the AMPS By-law 2024-137 be amended as follows:

1. That Schedule “B” **Designated By-laws** be amended to add Backflow Prevention – Bylaw #2012-27 as Appendix C20:

Schedule “B” Designated By-laws

DESIGNATED BYLAW NAME	BYLAW #	APPENDIX
ANIMAL PROTECTION AND SERVICES	2018-91	C1
BUSINESS LICENSING - MOBILE	2022-20	C2
BUSINESS LICENSING - STATIONARY	2018-90	C3
CANNABIS	2018-135	C4

CONSTRUCTION IN-FILL	2018-77	C5
FIRE - PRESCRIBE TIMES FOR SETTING FIRES	85-97	C6
ANTI-IDLING CONTROL	2005-192	C7
KEEP MARKHAM BEAUTIFUL	2017-27	C8
NOISE	2017-74	C9
PUBLIC NUISANCES	2018-55	C10
PARKING	2005-188	C11
PARKS	167-92	C12
FIRE - RAPID ENTRY KEY BOX	2001-236	C13
ROAD OCCUPANCY	2018-109	C14
SEWER USE	2023-53	C15
SIGNS - GENERAL	2002-94	C16
SITE ALTERATION	2011-232	C17
TREE PRESERVATION	2023-164	C18
WATER USE	2019-53	C19
BACKFLOW PREVENTION	2012-27	C20

2. That Schedule “C” **Tiered Administrative Monetary Penalty Amounts** be amended to include Appendix C20:

APPENDIX C20
BACKFLOW PREVENTION BYLAW 2012-27

ITEM	SECTION	CONTRAENTION SHORT FORM WORDING	AMP TIER 1	AMP TIER 2	AMP TIER 3
1	3.0	Connect to the municipal drinking water system which may under certain circumstance allow water, wastewater, or a pollutant to enter the municipal drinking water system.	\$500.00	\$750.00	\$1,000.00
2	7.0	Fail to complete a <i>Cross Connection Control Survey</i> within a prescribed timeframe.	\$400.00	\$600.00	\$800.00
3	7.2	Fail to install a “Source Isolation” or “Zone Isolation” Backflow Preventer within a prescribed timeframe ordered by the City.	\$800.00	\$1,200.00	\$1,600.00
4	8.0.1	Fail to have an installed Backflow Preventer inspected and tested within a prescribed timeframe.	\$250.00	\$375.00	\$500.00
5	9.0	Fail to take corrective actions on each deficiency identified on the <i>Cross Connection Control Survey</i> within a prescribed timeframe ordered by the City.	\$300.00	\$450.00	\$600.00
6	10.0.2	Fail to apply for a Building Permit for installation or replacement of a Backflow Preventer.	\$250.00	\$375.00	\$500.00
7	10.1	Fail to repair or replace a malfunctioning “Source Isolation” or “Zone Isolation” Backflow Preventer within a prescribed timeframe ordered by the City.	\$500.00	\$750.00	\$1,000.00

8	10.1	Fail to repair or replace a malfunctioning “Premise Isolation” Backflow Preventer within a prescribed timeframe ordered by the City.	\$800.00	\$1,200.00	\$1,600.00
9	10.2	Fail to install a “Premise Isolation” Backflow Preventer within a prescribed timeframe ordered by the City.	\$1,000.00	\$1,500.00	\$2,000.00
10	11.0	Cause or Permit the removal of an installed Backflow Preventer for purposes other than repair or replacement or due to change of building functions.	\$500.00	\$750.00	\$1,000.00
11	13.7	Obstruct an officer appointed by the City in exercise of their duty.	\$500.00	\$750.00	\$1,000.00

Read a first, second, and third time and passed on July 8th, 2025

Kimberley Kitteringham
City Clerk

Frank Scarpitti
Mayor